

**BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA**

Application of Global Connection Inc. of America)	DOCKET NO. <u>2010-220-C</u>
For a Certificate of Public Convenience and Necessity)	
to Provide Resold Long Distance Telecommunications)	
Services and for Alternative Regulation of Long)	
Distance Service Offerings)	

**MOTION FOR PROTECTIVE TREATMENT AND
BASIS FOR FILING EXHIBIT C AS TRADE SECRET**

Introduction

Global Connection Inc. of America (“Global Connection” or “Applicant”), by its attorneys, and pursuant to S.C. Code Ann. § 39-8-10, *et seq.* and Commission Order No. 2005-226 and all other applicable rules, statutes and regulations, hereby files this Motion for Protective Treatment (“Motion”) in the above-captioned proceeding. By this Motion, the Applicant seeks protective treatment by the Public Service Commission of South Carolina (“Commission”) of certain commercially-sensitive financial statements filed as a trade secret and attached as ***Exhibit C*** to the Application of Global Connection for a Certificate of Public Convenience and Necessity to Provide Resold Long Distance Telecommunications Services and for Alternative Regulation of Long Distance Service Offerings (“Application”). Because this motion is an inseparable part of the Application, it is being filed concurrently with the Application.

Global Connection provides the following information:

1. The exact legal name, address and telephone number of the Applicant are

Global Connection Inc. of America
5555 Oakbrook Parkway, Suite 620
Norcross, Georgia 30093
Telephone: 678-741-6213
Facsimile: 678-741-6333
Toll Free: 800-373-9091
Website: connectwithglobal.com

2. Correspondence or communications regarding this Motion should be addressed to:

Ms. Bonnie D. Shealy, Esquire
Robinson, McFadden & Moore
1901 Main Street, Suite 1200
Post Office Box 944
Columbia, SC 29202
Phone: 803-779-8900
Fax: 803-252-0724
Email: BShealy@Robinsonlaw.com

A. Description of Confidential Information.

3 The Application requires Global Connection to disclose evidence of financial fitness through the submission of documentation of its financial resources and ability to provide the requested service. In conformity with this requirement, the Applicant submits the financial statements of its parent company. These documents contain highly confidential and strictly proprietary information, the public disclosure of which may result in direct, immediate and substantial harm to the competitive position of the Applicant in South Carolina and elsewhere.

B. Grounds for Claim of Confidentiality.

4. Global Connection is presently immune from a legal obligation to prepare or submit projected financial statements, or any other financial information, to any public entity. As such, the financial statements attached as *Exhibit C* to the Application are not readily

available to persons external to Global Connection except for regulatory and governmental agencies with jurisdiction over Global Connection, and then only under seal.

5. Because the financial statements submitted by Global Connection in support of the Application contain confidential and commercially-sensitive information from which its competitors may derive economic value, Global Connection seeks to protect such material from public disclosure. Global Connection derives independent economic value from the fact that significant, detailed and proprietary information regarding its financial structure and current financing activities is unknown to its competitors. As such, the Company's financial statements are a "trade secret" as that term is used in South Carolina Trade Secrets Act. *S.C. Code Section 39-8-20(5)*. Given this fact, the disclosure of this information could provide existing and potential competitors, including institutional calling services providers in South Carolina, as well as in other states in which Global Connection provides or intends to provide telecommunications service, with an unfair and undeserved competitive advantage.

6. Global Connection clarifies herein that its request for protection applies only to the documents attached as *Exhibit C* to the Application. Global Connection is not seeking protection of any type for those reports Global Connection is required to file with the Office of Regulatory Staff ("ORS") should the relief sought in the Application be granted: the Annual Report Form, Gross Receipts Report, and Universal Service Fund Worksheet.

CONCLUSION

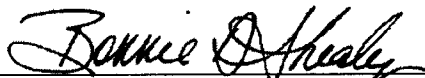
7. The financial information included in support of Global Connection, for which Confidential Treatment is sought, is both proprietary and competitively-sensitive. The substantial and direct harm that could be caused to Global Connection as a result of any disclosure is real and not speculative. Moreover, to date, no other jurisdiction or governmental agency has required Global Connection to make this information available to the public. For all

these reasons, the financial statements attached as *Exhibit C* to the Application should be protected from public disclosure by the Commission.

WHEREFORE, Global Connection Inc. of America respectfully requests that the Public Service Commission of South Carolina grant this Motion for Protective Treatment with respect to the financial statements attached as *Exhibit C* to the Application for a Certificate of Public Convenience and Necessity to Provide Resold Long Distance Telecommunications Services and for Alternative Regulation of Long Distance Service Offerings and filed *under seal* as Confidential in this proceeding.

Dated this 22nd day of June, 2010.

Robinson, McFadden & Moore, P.C.



Ms. Bonnie D. Shealy, Esquire
1901 Main Street, Suite 1200
Post Office Box 944
Columbia, SC 29202

Telephone: (803) 779-8900
(803) 227-1102 (direct)
Facsimile: (803) 252-0724
Email: bshealy@Robinsonlaw.com

Attorneys for Global Connection Inc. of America

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EXHIBIT C

Financial Statements

**CONFIDENTIAL & PROPRIETARY
FILED UNDER SEAL**